

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

**NOTICE OF APPEAL AND
TRANSMITTAL OF AMENDMENT**

Docket Number
2345/87

Application Number
09/355,149

Filing Date
March 7, 2000

Examiner
Michael Lee

Art Unit
2622

Title
DEVICE AND METHOD FOR RECEIVING DATA

Applicant(s)
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I hereby certify that this correspondence is being electronically filed with the United States Patent and Trademark Office via EFS-Web submission with attention to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:

Date: November 20, 2008

Signature: /Linda Lecomte/
Linda Shudy Lecomte (Reg. No. 47,084)

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner in the Final Office Action dated May 20, 2008, finally rejecting claims 1 to 9 and 18. Applicants believe that claims 1 to 9 and 18 in their present form should be allowed, and respectfully make this appeal of the Examiner's rejections of those claims.

In addition, Applicants are filing herewith an Amendment in the present application for consideration by the Patent Office. This is also a Request under 37 C.F.R. § 1.136(a) to extend the three-month response date by three months from August 20, 2008 to November 20, 2008.

The Commissioner is hereby authorized to charge the 37 C.F.R. § 1.191 Notice of Appeal fee, which is believed to be **\$540.00**, and the extension fee amount of **\$1110.00** to the deposit account number **11-0600** of **Kenyon & Kenyon LLP**. The Commissioner is also authorized, as appropriate and/or necessary, to charge any additional fees, including any additional Rule 136(a) extension fees, or credit any excess fees to deposit account number **11-0600** of **Kenyon & Kenyon LLP**.

Dated: November 20, 2008

CUSTOMER NO. 26646

Respectfully submitted,
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